

Customer Number 22,852

Attorney Docket No. 1147-0142

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | Reissue Application of: |) | |
|--------|-------------------------------------|---|------------------------|
| U.S. I | Patent No. 5,750,338 |) | |
| Mark | L. Collins et al. |) | Group Art Unit: 1655 |
| Reiss | ue Serial No.: 09/533,906 |) | Examiner: D. Johannsen |
| Reiss | ue Application Filed: March 8, 2000 |) | |
| For: | TARGET AND BACKGROUND |) | |
| | CAPTURE METHODS WITH |) | |
| | AMPLIFICATION FOR AFFINITY |) | |
| | ASSAYS |) | |

REISSUE LITIGATIÓN BOX

Assistant Commissioner for Patents Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

The Patent Owner brings to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed with the Patent Owner's Response to Gen-Probe's Protest.

Copies of the listed documents are being filed herewith as the Exhibits to the Patent Owner's Response to Gen-Probe's Protest.

The Patent Owner respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

LAW OFFICES FINNEGAN, HENDERSON, FARABOW, GARRETT, & DUNNER, L.L.P. 1300 I STREET, N. W. WASHINGTON, DC 20005 202-408-4000

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and the Patent Owner determines that the cited document(s) do not constitute "prior art" under United States law, the Patent Owner reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

The Patent Owner further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

By: Jean Burke Fordis
Reg. No. 32,984

Date: January 16, 2001

LAW OFFICES
FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N. W.
WASHINGTON, DC 20005
202-408-4000

INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)

| Atty. Docket No | o. 0 | 1147-0142-00000 | | Reissue Serial No. | 09/533 | 3,906 | |
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| Applicant | N | fark L. Collins et al. | | | | | |
| Filing Date | N | larch 8, 2000 | | Group | 165 | 5 | |
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| Applicant Mark L. Collins et al. | | | | | |
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OMB No. 0651-0011

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| Applicant | Mark L. Collins et al. | | | |
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